

PELT OFFENSE PO ☐ JUDGE/MAGISTRATE: Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 8510 vs.  
 OTHER MISDEMEANOR Mis ☐ 1085 4  
 FELONY Fel ☒ District Office 6-18-76 (LAST, FIRST, MIDDLE)

FRENCH, RICKY LEE (Bond) (22)

Route 1, Box 140

Miami, Oklahoma 74354

Case Filed  
Mo. Day  
04 29No. of Def's  
\* 1

76 - CR - 52 -1

Yr. Docket No. Def.

U.S. MAG. CASE NO. 76-33M

U.S. TITLE/SECTION **Suppl. 8-1-76** OFFENSES CHARGED  
 26:5861(d) Pos. of unregistered firearm  
 (\$10,000 and/or 10 yrs.)

ORIGINAL COUNTS  
1

BAIL • RELEASE

☐ Denied ☐ AMT ☐ Fugitive  
☐ Set ☐ Pers. Recog.

\$ 5,000 ☐ PSA  
 conditions

Date **3-30-76** ☐ 10% Deposit  
☒ Surety Bond/C

☐ Bail Not Made ☐ Collateral  
☐ Status Changed (See Docket) ☐ 3rd ☐ Other  
 Prty Cust

## II. KEY DATES &amp; INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL
U.S. Custody Began <b>3-30-76</b>	High Risk Date <b>4-29-76</b>	<b>5-5-76</b>	Trial Set For <b>6-21-76</b>
Summons Served	Indict. Waived <input type="checkbox"/>	1st Plea <b>5-5-76</b>	<input checked="" type="checkbox"/> NG <input type="checkbox"/> G <input type="checkbox"/> NOL
First Appearance	In Charging District	Final Plea <b>6-9-76</b>	<input type="checkbox"/> NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL
	Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>		
			Voir Dire <input type="checkbox"/>
			Trial Began <input type="checkbox"/>
			Trial Ended <input type="checkbox"/>

## SENTENCE

Suppl. 8-1-76

6-18-76

Disposition of Charges  
☒ Convicted ☒ On All Charges  
☐ Acquitted ☐ On Lesser \*  
 Offense(s)  
☐ Dismissed: ☐ WOP: ☐ WP  
☐ On Govern'ts Motion

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	INITIAL/NO.	OUTCOME:
Summons	Issued			<b>3-30-76</b>	CFB	<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Return	<b>3-29-76</b>	CSB/850e	<b>4-7-76</b>		<input checked="" type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT	Served	<b>3-29-76</b>	CSB/850e			<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
OFFENSE (In Complaint)			Possession of unregistered firearm			

U.S. Attorney or Asst.

## ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Ben F. Baker, Ass't.

T. Logan Brown

101 A SE  
 Miami, Oklahoma 74354  
 918-542-1653

\* Show last names and suffix numbers of other defendants on same indictment/information:

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
1976 3-30		Initial appearance before Charles F. Burns, Mag. Deft. released on \$5,000 surety bond.	
4-7		Deft. appeared before CSB, Mag., waived preliminary hearing and is held for GJ or other proceeding in this district.	
4-29		Mag. papers added to file, including: Compl., Info. Sheet, and Warrant of Arrest, filed. v	
4-29		Appearance Bond & Conditions of Release in amount of \$5,000.00, C/S, dated 3-30-76, filed. v (Surety Bond)	
4-29		Record Vote of the Grand Jury Concurring, fld. in Open Court. v	
4-29		Indictment, filed in Open Court. (H. Dale Cook, U.S. Dist. Judge)v	
4-30		MO: Case set for ARRAIGNMENT on 5-5-76 at 10:00 a.m. Deft. given 10 days to file mots.; Govt. 5 days to respond. (HDC-J)v	
5-5		MO: Case called for arraignment & plea. Deft. present in person & rep. gov't. rep. Deft. ack. receipt of Indictment & is arraigned and enters plea of NOT GUILTY. Deft. given to 5-10-76 to file motions;	

DATE 1976	76-CR-52 (DOCUMENT NO.)	IV. PROCEEDINGS (continued)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
				Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
(cont)	pltf. 5 days to resp. Any motions to be filed to be set for hearing at 12:00 noon, 6-7-76. PT conf. set for 6-9-76 in afternoon; parties to be notified of exact time. Case set for jury trial for 6-21-76 at 9:30 a.m. Deft. to stand on present bond. (HDC-J)ph							A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
5-13	Deft's motion for discovery and inspection, filed. hm		3		5-13-76	E		B. NARA Examination (28 U.S.C. 2902).
5-13	Deft's motion to produce exculpatory evidence, filed. hm							C. State or Federal trials on other charges.
5-13	MO: Case set for hearing on deft's pending motions 5-24-76 at 3:00 P.M. (HDC-J)hm (notices mailed)							D. Interlocutory Appeals.
5-13	Pltf's mo/strike deft's PT motions, filed. ph							E. Hearings on pretrial motions.
5-13	MO: Case set for PT hearing 6-9-76 at 4:00 p.m. (HDC-J)hm							F. Transfers from other districts (per F.R.C.P. Rules 20, 21 & 40).
5-24	Appl. of deft. to withdraw PT motions w/order sustaining appl. (HDC-J)ph cps mld		3		5-24-76	E	12	G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
6-9	MO: Case called for PT hearing. Deft. present & rep.; govt. represented. Deft. announces he desires to withdraw plea of Not Guilty and enters plea of GUILTY. Deft. waives jury; jury waiver signed and filed in open court. Indictment read. Deft. sworn. Deft. adjudged GUILTY as charged. Sentence set 6-18-76 at 9:00 a.m. Deft. allowed to remain on present bond. (HDC-J)hm							H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
6-18	Case called for sentence. Deft. present & represented; govt. represented. Deft. & counsel asked if they care to say anything before sentence is pronounced. Judgment and Sentence - RICKY LEE FRENCH (22) Atty. Gen. - Thirteen (13) Months, and IT IS FURTHER ORDERED that deft. may become eligible for parole at such time as the U.S. Parole Commission may determine as provided in T. 18, USCA, Sec. 4205(b)(2). IT IS FURTHER ORDERED that the sentence be deferred until 7-30-76 at 9:30 a.m., at which time the deft. is to report to the U.S. Marshal. (HDC-J)hm							I. Prosecution deferred by mutual agreement.
6-18	Judgment and Commitment, filed and entered. (HDC-J)hm							M. Unavailability of defendant or essential witness.
6-18	Two c/c of J&C delivered to U.S. Marshal. hm							N. Period of mental or physical incompetence of defendant to stand trial.
7-19	Order, filed and entered that the sentence of 13 months previously imposed on the deft, Ricky Lee French, be reduced and that execution of sentence be suspended and the deft. be placed on probation for a period of 3 years subject to the usual conditions of probation. (HDC-J)ph cps to attys.; 2 c/c to probation and 2 c/c to Marshal							O. Period of NARA Commitment or Treatment.
7-28	Return on J&C, fld. RETURNED UNEXECUTED, Order reducing sent. to 3 yrs. prob. v							P. Superseding indictment and/or new charges.
								R. Defendant awaiting trial of Co-defendant when no severance has been granted.
								T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendants' interests).
								U. Time between guilty plea and plea withdrawal.
								W. Grand Jury indictment extended per 3161 (b).

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

UNITED STATES MAGISTRATE

NORTHERN DISTRICT OF OKLAHOMA

RECORD OF PROCEEDINGS IN CRIMINAL CASES

76-CR-52-1

BEFORE

CHARLES F. BURNS

(Name of magistrate)

MIAMI, OKLAHOMA

(Address)

MAGISTRATE'S  
DOCKET No. 1 CASE No. 76-114M  
THE UNITED STATES  
vs.

Ricky Lee French

Complaint filed on March 29, 1976, by Thomas R. Hahn, Jr.,  
Official title Agent for Alcohol Tobacco & Firearms, charging violation of  
United States Code, Title 26, Section 5801, on March 29,  
1976, at Tulsa, Oklahoma in the Tulsa, Oklahoma  
division of the Northern district of Oklahoma  
as follows: willfully and knowingly possess a firearm, that is  
an Iver Johnson shotgun, serial number 81320, having a barrel  
length of 7-1/2 inches and an over-all length of 15 inches, which  
had not been registered to him in the National Registration and  
Transfer Record as required by Section 5801, Title 26, U.S.C.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date March 29, 1976 Warrant/Summons for Ricky Lee French

(Name of defendant)

to (name and title of officer) U.S. Marshal, etc.

Substance of return Arrested at Miami, OK., March 30, 1976

Date Warrant/Summons for

(Name of defendant)

to (name and title of officer)

Substance of return

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO MAGISTRATE:

Date March 30, 1976 Arrested by O'Neil Cobb  
U.S. Deputy Marshal

on warrant of Claudine Barnes  
U.S. Magistrate (Name of issuing officer)  
without warrant.

Appearances { for United States None  
(Name)

(Address)

for accused T. Logan Brown  
(Name)

Miami, Oklahoma

(Address)

Proceedings taken Follows on separate sheet

(Here insert with dates, when appropriate, a seriatim account of essential steps taken at hearing such as "complaint prepared,"

if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"

if that is the fact; any adjournments taken, etc.

FILED

M-1138

APR 1 1976

Jack C. Silver, Clerk

U.S. DISTRICT COURT

Outcome Transferred to U.S. District Court of Tulsa, Oklahoma for hearing April 7, 1976

Bail fixed March 30, 1976 Amount, \$ 5,000/ Surety Bond Bonded March 30, 1976, by cash

deposited by (name) Surety Bond - Midland Ins. Co. Address New York, New York  
transmitted to clerk of district court New York, N.Y. at Tulsa, OK March 31, 1976 [or] by surety bond

(name) Midland Insurance Company Address New York, N.Y.  
(name) Address, who

justified by affidavit dated March 30, 1976, [or] committed to

on March 30, 1976

SUBPOENAS FOR WITNESSES ISSUED:

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

\_\_\_\_\_, 19\_\_\_\_, for (name of witness) \_\_\_\_\_  
 at request of (name of party) \_\_\_\_\_  
 Substance of return \_\_\_\_\_

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date \_\_\_\_\_ Appearances for \_\_\_\_\_

United States

(Name) \_\_\_\_\_

(Address) \_\_\_\_\_

Accused

(Name) \_\_\_\_\_

(Address) \_\_\_\_\_

WITNESSES FOR UNITED STATES:

(List names and addresses)

WITNESSES FOR ACCUSED:

(List names and addresses)

Witness payroll containing \_\_\_\_\_ names certified to United States Marshal for payment \_\_\_\_\_, 19\_\_\_\_  
 Proceedings taken \_\_\_\_\_

Outcome \_\_\_\_\_ 2:00 PM  
 Bail fixed \_\_\_\_\_ March 30, 19 76 Amount, \$ 5,000/Surety Bond \_\_\_\_\_ March 30, 19 76, by cash  
 deposited by (name) Surety Bond Midland Ins. Co. Address New York, N.Y.  
 transmitted to clerk of district court \_\_\_\_\_ at Tulsa, Oklahoma \_\_\_\_\_ March 31, 1976  
 [or] by surety (names) \_\_\_\_\_ Address \_\_\_\_\_  
 and \_\_\_\_\_ Address \_\_\_\_\_  
 who justified by affidavit \_\_\_\_\_ March 30, 1976, 19\_\_\_\_ Committed to \_\_\_\_\_  
 on \_\_\_\_\_, 19\_\_\_\_  
 Certified to be a correct transcript.  
 Made this 31st day of March, 19 76  
 Transmitted to Clerk of United States District Court for the \_\_\_\_\_ Northern  
 district of \_\_\_\_\_ Oklahoma \_\_\_\_\_ March 31, 19 76

*Charles F. Burns*

CHARLES F. BURNS

United States Magistrate.